

Miscellaneous

USPTO Form PTO-1449

Applicant notes that in the Form PTO-1449 several references where not considered by the Examiner. On the form it is noted that these references could not be located. With this response, Applicant has included copies of the references that could not be located. Applicant respectfully requests that these references be made of record.

PETITION FOR EXTENSION OF TIME

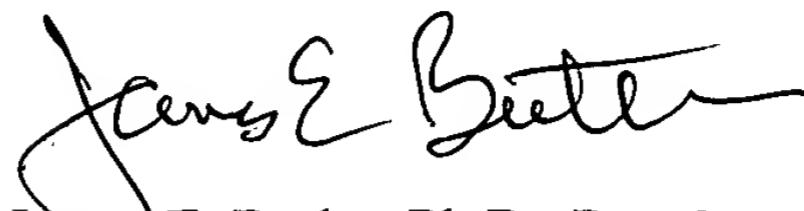
Applicant herewith petitions for a 3 month extension of time to reply under 37 C.F.R. 1.136. The Commissioner is herewith authorized to charge Deposit Account No. 50-0661 the amount of \$475.00 as set forth in 37 C.F.R. 1.17(a)(3). If Applicant has made an error in calculating any of the amounts due, the Commissioner is herewith authorized to charge any underpayment or credit any overpayment that may occur during the pendency of this application to Deposit Account No. 50-0661.

CONCLUSION

In light of the foregoing amendments and remarks, Applicant respectfully requests reconsideration and withdrawal of all rejections set forth in the Office action of August 13, 2003. Further, Applicant respectfully submits that all claims presently under consideration are in a condition for allowance and requests issuance of a Notice of Allowance at the Examiner's earliest convenience.

Should the Examiner have any remaining questions regarding the subject invention or its patentability, Applicant encourages the Examiner to contact the undersigned to answer such questions or provide additional information.

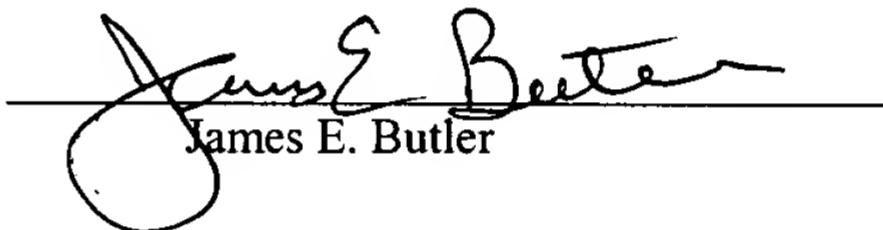
Respectfully submitted,



James E. Butler, Ph.D., Reg. No. 40,931
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Intellectual Property Department
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San Diego, CA 92191-0550
Telephone: (858) 526-5250
Facsimile: (858) 526-5750

CERTIFICATE OF EXPRESS MAILING

I hereby certify that the above RESPONSE UNDER 37 C.F.R. 1.111 in the application of Jay M Short, Serial No. 09/663,620, filed September 15, 2000 is being deposited with the United States Postal Service as Express Mail, Post Office to Addressee, postage prepaid, addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 11th day of February, 2004.


James E. Butler



Form 1449/PTO modified
**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

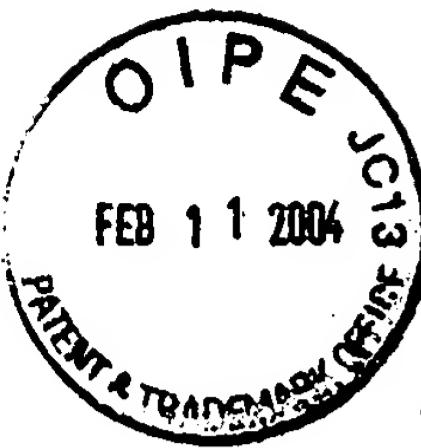
Application No.: 09/663,620
Filing Date: September 15, 2000
Inventor(s): Short
Art Unit: 1652
Examiner: Nashad
Atty. Docket No.: 1140-3

Sheet 1 of 2

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ An "X" in this column indicates an English language translation attached



Form 1449/PTO modified
**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

Sheet 2 of 2

Application No.: 09/663,620
Filing Date: September 15, 2000
Inventor(s): Short
Art Unit: 1652
Examiner: Nashad
Atty. Docket No.: 1140-3

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